



## **AGENDA**

### **BOARD OF SUPERVISORS, COUNTY OF MONO**

### **STATE OF CALIFORNIA**

Regular Meetings: The First,  
Second, And Third Tuesday of  
each month

### **Regular Meeting**

County Courthouse,  
Bridgeport, CA 93517

**July 1, 2008**

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**NOTE:** In compliance with the Americans with Disabilities Act if you need special assistance to participate in this meeting, please contact the Clerk of the Board at (760) 932-5534. Notification 48 hours prior to the meeting will enable the County to make reasonable arrangements to ensure accessibility to this meeting (See 42 USCS 12132, 28CFR 35.130).

Full agenda packets are available for the public to review in the Office of the Clerk of the Board (Annex I - 74 North School Street, Bridgeport, CA 93517), and in the County Offices located in Minaret Mall, 2nd Floor (437 Old Mammoth Road, Mammoth Lakes CA 93546). Any writing distributed less than 72 hours prior to the meeting will be available for public inspection in the Office of the Clerk of the Board (Annex I - 74 North School Street, Bridgeport, CA 93517). **ON THE WEB:** You can view the upcoming agenda at [www.monocounty.ca.gov](http://www.monocounty.ca.gov). If you would like to receive an automatic copy of this agenda by email, please send your request to Lynda Roberts, Clerk of the Board : [lroberts@mono.ca.gov](mailto:lroberts@mono.ca.gov).

**9:00 AM**

**Call meeting to Order**

**Pledge of Allegiance**

**OPPORTUNITY FOR THE PUBLIC TO ADDRESS THE BOARD** on items of public interest that are within the subject matter jurisdiction of the Board. (Speakers may be limited in speaking time dependent upon the press of business and number of persons wishing to address the Board.)

### **BOARD MEMBER REPORTS**

The Board may, if time permits, take Board Reports at any time during the meeting and not at a specific time.

***UNLESS OTHERWISE SPECIFIED BY TIME, ITEMS SCHEDULED FOR EITHER THE MORNING OR AFTERNOON SESSIONS WILL BE HEARD ACCORDING TO AVAILABLE TIME AND PRESENCE OF INTERESTED PERSONS. PUBLIC MAY COMMENT ON AGENDA ITEMS AT THE TIME THE ITEM IS HEARD.***

Approximately 10  
Minutes

### **COUNTY ADMINISTRATIVE OFFICE**

- 1) CAO Report regarding Board Assignments (David Wilbrecht)  
RECOMMENDED ACTION: Receive brief oral report by County Administrative Officer (CAO) regarding his activities.
- 2) **APPROVAL OF MINUTES**

Minutes of the regular Board meeting of June 10, 2008

Approximately  
thru 10:00 a.m.

## **CLOSED SESSION**

### **COUNTY COUNSEL**

**Additional Departments:** Finance

- 3a)** Conference with Legal Counsel - CONFERENCE WITH LEGAL COUNSEL – ANTICIPATED LITIGATION. Significant exposure to litigation pursuant to subdivision (b) of Government Code section 54956.9. Number of potential cases: unknown.
- 3b)** Conference with Legal Counsel - CONFERENCE WITH LEGAL COUNSEL – ANTICIPATED LITIGATION. Significant exposure to litigation pursuant to subdivision (b) of Government Code section 54956.9. Facts and circumstances: Claim for damages presented on or about June 4, 2008, by Ricardo Covarrubias.

**10:00**  
**Approximately 15**  
**minutes**

## **DEPARTMENT REPORTS/EMERGING ISSUES** (PLEASE LIMIT COMMENTS TO FIVE MINUTES EACH)

Approximately 5  
minutes for  
Consent Items

### **CONSENT AGENDA**

*(All matters on the consent agenda are to be approved on one motion unless a board member requests separate action on a specific item.)*

### **FINANCE**

- 4a)** Destruction of County Deposit Receipts - Request for authorization to destroy County deposit receipts which are over five years old.
- Recommended Action:** Authorize the Director of Finance to destroy County deposit receipts which are more than five years old.
- Fiscal Impact:** None

## **REGULAR AGENDA**

### **CORRESPONDENCE RECEIVED** **(INFORMATIONAL)**

All items listed are available for review and are located in the Office of the Clerk of the Board

- 5a)** Letter from Bruce A. McDonough, Jr. - Letter from Bruce A. McDonough, Jr., to the Mono County Board of Supervisors regarding Mono County District Attorney, George Booth.
- 5b)** Mono County Fisheries Commission - Letter from Charles A. "Skip" Baker, Chair, Mono County Fisheries Commission, to Mono County Board of Supervisors, regarding support for Antelope Valley's request for an earlier fishing opener date.

### **PUBLIC WORKS**

- 6a)** PUBLIC HEARING: Energy Services Contract with Aircon Energy, Inc. (**Kelly Garcia**) - 1. Conduct public hearing regarding potential energy cost savings to County that would result from proposed improvements to various County facilities constructed pursuant to an Energy Services Contract with Aircon Energy, Inc. 2. Receive staff report. 3. Consider and potentially approve and authorize the Chairman's signature on Resolution No. 08-\_\_\_\_ "A Resolution of the Mono County Board of Supervisors Making Findings in Accordance with Government Code Section 4217.12 and Approving An Energy Services Contract With Aircon Energy, Inc., for Energy-Related Improvements to County Facilities. 4. Provide any desired direction to staff.

**10:30 a.m.**  
**PUBLIC**  
**HEARING**  
20 min.

**Recommended Action:** Adopt proposed resolution.

**Fiscal Impact:** Total contract (\$374,976), less existing allocation (\$71,690), leaves general fund allocation necessary to complete contract (\$303,286).

- 6b)** Award of Contract for Lee Vining Community Center Paving (**Kelly Garcia**) - Consider and potentially approve County entry into proposed contract with the lowest responsible bidder pertaining to paving at the Lee Vining Community Center, and authorize the Director of Public Works to execute said contract on behalf of the County. Receive staff report. Provide any desired direction to staff.
- 10 minutes
- Recommended Action:** Receive staff report on project and bids received in response to solicitation of bids; award contract for paving work to the responsible bidder who has submitted the low bid, in an amount not to exceed that low bid; authorize the Director of Public Works, in consultation with County Counsel, to administer that contract, including authorization to make minor adjustments to said contract from time to time as the Director may deem necessary, provided such amendments comply with the Public Contract Code, do not substantially alter the scope of work or budget, and are approved as to form and legality by County Counsel.
- Fiscal Impact:**
- Estimated at \$70,000. Funds from Proposition 40 State Parks Grant.
- 6c)** Award of Contract for Sierra Center Mall Tenant Improvements (**Kelly Garcia**) - Consider and potentially approve County entry into contract with the lowest responsible bidder pertaining to tenant improvements at the Sierra Center Mall, and authorize the Director of Public Works to execute said contract on behalf of the County. Receive staff report. Provide any desired direction to staff.
- 10 minutes
- Recommended Action:** Based on staff report concerning bids received in response to solicitation for bids, bid protests received (if any), and responsibility of the apparent low bidder: 1) identify lowest bid submitted by a responsible bidder; 2) award contract to that bidder for tenant improvements to Sierra Center Mall, in an amount not to exceed that low bid; 3) authorize the Director of Public Works, in consultation with County Counsel, to administer that contract, including authority to make minor adjustments to said contract from time to time as the Director of Public Works may deem necessary, provided such amendments comply with the Public Contract Code, do not substantially alter the scope of work or budget, and are approved as to form and legality by County Counsel.
- Fiscal Impact:** \$770,000 previously allocated for project from general fund and building owner.
- 6d)** Final Approvals for Parcel Map 31-96, Medina (**Evan Nikirk**) - Receive staff report regarding approval of Parcel Map 31-96, which will subdivide a 18.93-acre parcel (APN 02-460-20) into three lots on Burcham Flat Road in the community of Walker. Consider and potentially adopt Resolution accepting an offer of dedication, approve subdivision improvement agreement, and/or take such other action, if any, as the Board deems appropriate. Provide any desired direction to staff.
- 15 minutes
- Recommended Action:** 1. Consider and potentially adopt Resolution No. R08-\_\_\_\_, "A Resolution of the Mono County Board of Supervisors Accepting an Offer of Dedication for that Portion of Burcham Flat Road Residing Within Parcel Map 31-96." 2. Approve and authorize the Public Works Director (in consultation with County Counsel) to execute a subdivision improvement agreement between the County of Mono and Sandra Medina for completion of improvements associated with Parcel Map 31-96. 3. Direct and authorize the Public Works Director to file and record the above subdivision improvement agreement and a Notice of Development Conditions on Property for the project in the office of the County Recorder. 4. Provide any desired direction to staff.
- Fiscal Impact:** None.
- 6e)** Solid Waste Fee Appeal - Erickson (**Evan Nikirk and Steve Anderson**) - Conduct continued hearing regarding an appeal filed by Darrel Erickson for solid waste fees assessed on his property (APNs 26-282-06, -10, & -11) in the community of Chalfant. Receive presentation by Public Works and response by Mr. Erickson, if any, regarding same.
- 30 minutes
- Recommended Action:**
- Consider and potentially grant or deny Mr. Erickson's appeal, or take such other action, if any, as

the Board deems appropriate. Provide any desired direction to staff.

**Fiscal Impact:** Undetermined at this time.

## **FINANCE**

### **7a)** Out-of-State Training (**Brian Muir**) -

5 min

Request for travel by Kimberly Bunn to attend Government Finance Officers' Association (GFOA) training in Chicago, Illinois.

**Recommended Action:** Approve out-of-state travel by Kimberly Bunn to Chicago, Illinois to attend GFOA training

**Fiscal Impact:** FY 08/09 \$3,850.

### **7b)** District Request for Five-Year Audit (**Brian Muir**) - Request from Paradise Fire Protection District to Replace the Required Annual Audit with an Audit Covering a Five-Year Period

5 min

**Recommended Action:** Approve a five-year audit period for the Paradise Fire Protection District

**Fiscal Impact:** Minimal savings over annual audit

## **COUNTY COUNSEL**

**Additional Departments:** CAO; Risk Management

### **8a)** Claim for Damages (**Marshall Rudolph**) -

5 minutes

Consider Claim For Damages presented on or about June 4, 2008, by Ricardo Covarrubias.

**Recommended Action:** Take such action with respect to the claim as the Board deems appropriate. Direct County Counsel to notify Claimant of the Board's action. *(Note: Staff recommends rejecting the claim in its entirety.)* Provide any desired direction to staff.

**Fiscal Impact:** None if the claim is rejected.

**Additional Departments:** Public Works

### **8b)** Proposed Hilton Creek North Entry Traffic Island Improvement Agreement (**Marshall Rudolph, Kelly Garcia**) - Consider and potentially approve County entry into proposed Hilton Creek North Entry Traffic Island Improvement Agreement with the Hilton Creek Community Services District, and authorize the Board Chair to execute said contract on behalf of the County. Receive staff report. Provide any desired direction to staff.

15 minutes

**Recommended Action:** Approve County entry into proposed agreement. Authorize the Board Chair to sign said agreement on behalf of the County.

**Fiscal Impact:** None.

## **ELECTIONS**

### **9a)** Election Statement of Votes (**Lynda Roberts**) - Statement of Votes, June 3, 2008, Statewide Direct Primary

5 minutes

**Recommended Action:** Receive and approve as correct the Statement of Votes cast in the Statewide Direct Primary Election held June 3, 2008, and declare elected those offices under their jurisdiction for this election, and declare passed or failed those measures under their jurisdiction for this election, according to the number of votes for each as shown on the Statement of Votes.

**Fiscal Impact:** None

## **ADJOURNMENT**